

OF MEDICAL EXAMINERS

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS  
DOCKET NO.

IN THE MATTER OF THE SUSPENSION )  
OR REVOCATION OF THE LICENSE OF )  
SUNG JONG PAHNG, M.D. )  
LICENSE NO. MA67722 )  
TO PRACTICE MEDICINE AND SURGERY )  
IN THE STATE OF NEW JERSEY )

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Medical Examiners upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made.

FINDINGS OF FACT

1. Respondent, Sung Jong Pahng, M.D., license No. MA67722, is

Respondent's license to practice medicine in the State of New Jersey was automatically suspended pursuant to N.J.S.A. 45:9-6.1, which allows for reinstatement upon payment of certain fees.

2. On December 17, 2001, a Consent Agreement and Order

CERTIFIED TRUE COPY

about April 23, 2001, Respondent was found guilty of Tax Evasion, in violation of Title 26 United States Code, Section 7201 in the United States District Court, Southern District of New York. Thereafter, Respondent was sentenced to five years probation, a fine of \$250,000, payment of \$100 mandatory special assessment, and there was a requirement to perform two thousand (2,000) hours of community service. A copy of the criminal documents is attached as Exhibit A.

3. Thereafter, on December 20, 2001, a Consent Order was entered by the New York Department of Health, State Board for Professional Medical Conduct, wherein Respondent was found to be in violation of New York Education Law since he was convicted of committing an act constituting a crime under federal law. A penalty was imposed which included five years suspension stayed; five years probation, to run concurrent with the probation imposed upon Respondent, on April 23, 2001, by the United States District Court, Southern District of New York, to include that Respondent perform the community service imposed thereby; and a fine of \$5,000. A copy of the New York Order #BPMC 01-315 is attached as Exhibit A.

#### CONCLUSIONS OF LAW

1. The above New York Order provides grounds to take disciplinary action against Respondent's license to practice medicine and surgery in New Jersey pursuant to N.J.S.A. 45:1-21(g)

in that New York has imposed a stayed suspension upon his license to practice medicine.

2. The above criminal conviction for a crime involving moral turpitude or relating adversely to the activity regulated by the Board provides grounds to take disciplinary action pursuant to N.J.S.A. 45:1-21(f).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline suspending respondent's license to practice medicine and surgery in the State of New Jersey, and staying such suspension to be served as a period of probation was entered on July 26, 2002 and a copy was forwarded to respondent at the last known address on file with the Board. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Although the record reflects that the Provisional Order was served upon respondent, no response has been received to date. Accordingly, the Board considered the matter, determined that